

IN THE UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF VIRGINIA

Alexandria Division

| | | |
|------------------------------|---|--------------------|
| JO-ANN BROWN, et al. |) | |
| |) | |
| Plaintiffs, |) | |
| |) | |
| v. |) | 1:15cv494(JCC/MSN) |
| |) | |
| TRANSURBAN USA, INC., et al. |) | |
| |) | |
| Defendants. |) | |

O R D E R

For the reasons stated in the accompanying Memorandum Opinion, it is HEREBY ORDERED that:

- (1) Transurban Defendants' Motion to Dismiss [41] is GRANTED with respect to Plaintiffs' Claims Three and Four, and DENIED with respect to Plaintiffs' Claims One, Two, Six, Seven, and Eight;
- (2) Defendant Faneuil, Inc.'s Motion to Dismiss [44] is GRANTED with respect to Plaintiffs' Claims Four, Six, and Seven, and DENIED with respect to Plaintiffs' claims Five and Eight;
- (3) Defendant Law Enforcement Services, LLC's Motion to Dismiss [49] is GRANTED with respect to Plaintiff's claims Four, Six, and Seven, and DENIED with respect to Plaintiff's claims Five and Eight;

- (4) Plaintiffs' Claim Three, for substantive due process violations, is DISMISSED WITHOUT PREJUDICE;
- (5) Plaintiff's Claim Four, for unjust enrichment, is DISMISSED WITHOUT PREJUDICE;
- (6) Plaintiff's Claim Six, for violations of the Maryland Consumer Protection Act, is DISMISSED WITHOUT PREJUDICE only as to Defendants Faneuil, Inc. and Law Enforcement Services, LLC;
- (7) Plaintiffs' Claim Seven, for violations of the Virginia Consumer Protection Act, is DISMISSED WITHOUT PREJUDICE only as to Defendants Faneuil, Inc. and Law Enforcement Services, LLC;
- (8) Plaintiffs' request for leave to amend the Complaint is GRANTED;
- (9) Plaintiffs' shall file an amended Complaint no later than November 10, 2015;
- (10) Defendants shall file a responsive pleading no later than November 20, 2015; and
- (11) The Clerk of Court shall forward copies of this

Order and the accompanying Memorandum Opinion to
all counsel of record.

This matter is continued.

It is SO ORDERED.

November 2, 2015
Alexandria, Virginia

/s/

James C. Cacheris
UNITED STATES DISTRICT COURT JUDGE